



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PROBATION DEPARTMENT

P# 3899593-BL

**TO:** Honorable Richard J. Sullivan  
U.S Circuit Judge

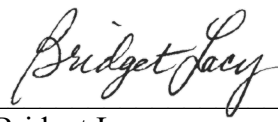
**FROM:** Bridget Lacy  
Administrative Services Supervisor

Re: Marcellus Cutler  
Dkt No.: 1:17CR00495-7

Enclosed is a matter from the U.S. Probation Department requesting consideration and/or review by Your Honor. Please forward your response to the Clerk's Office so it can be docketed. Also, please forward a copy of your response, along with the **original probation form 22** to our office at **500 Pearl Street, 6<sup>th</sup> floor and by email**, so that we may take appropriate action.

Respectfully submitted,

Michael J. Fitzpatrick  
Chief U.S. Probation Officer

By:   
Bridget Lacy  
Administrative Services Supervisor  
917-418-5761

Prepared By:

Veronica Pena

DATE: May 31, 2022

NY 201(d)



REQUEST FOR COURT ACTION / DIRECTION

TO: Honorable Richard J. Sullivan OFFENSE: CONSPIRACY TO DISTRIBUTE  
U.S Circuit Judge AND POSSESS TO DISTRIBUTE HEROIN-In  
violation of 21 U.S.C 841 (b)(1)(C), a Class C  
Felony.

FROM: Bridget Lacy ORIGINAL SENTENCE: 60 Months' Bureau of  
Administrative Services Prisons; 60 Months' Supervised Release, \$100.00  
Supervisor Special Assessment.

SPECIAL CONDITIONS: Drug testing treatment  
program, financial disclosure, mental health  
medications, mental health treatment, no new  
debt/credit, search/seizure.

RE: Marcellus Cutler AUSA: Michael D. Neff/Elizabeth A. Hanft  
Docket # 1:17CR00495-7 DEFENSE COUNSEL: Karloff C. Commissiong,  
Adams & Commissiong LLP  
MED: 2/8/2026

DATE OF SENTENCE: April 18, 2019

DATE: May 31, 2022

ATTACHMENTS: ☒ PSI ☒ JUDGMENT ☐ PREVIOUS REPORTS

REQUEST FOR: COURT DIRECTION

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**TRANSFER OF JURISDICTION**

Reference is made to the above-noted individual who was sentenced before Your Honor on April 18, 2019. Mr. Cutler commenced his term of supervised release in the District of New Jersey, based upon his residence in their jurisdiction. He is currently being supervised by U.S. Probation Officer Amy Capozzolo.

The Probation Department respectfully recommends that a transfer of jurisdiction be initiated on this case, as per District of New Jersey's request. A judicial response page and Probation 22 form is attached for Your Honor's endorsement.

**By endorsement of the Transfer of Jurisdiction document, (Probation 22) and upon application of the United States of America, by and through the U.S Probation Office, it is hereby ORDERED that in order to effectuate the Transfer of Jurisdiction of Marcellus Cutler's supervision from the Southern District of New York to the District of New Jersey,**

Marcellus Cutler

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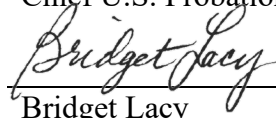
Docket Number: 1:17CR00495-7

**the sealed records of the Court in the above-styled matter relating to Marcellus Cutler are unsealed for the limited purpose of transferring those records to the United States District Court for the District of New Jersey and to the Probation Department in that district.**

We stand ready to execute the orders of the Court and have attached a response page to facilitate Your Honor's reply

Respectfully submitted,  
Michael Fitzpatrick  
Chief U.S. Probation Officer

by



Bridget Lacy  
Administrative Services Supervisor  
917-418-5761

Approved By:

Veronica Pena

May 31, 2022

Date

Marcellus Cutler  
Docket Number: 1:17CR00495-7

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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PROBATION OFFICE**

*JUDICIAL RESPONSE*

THE COURT ORDERS:

☒ Transfer of Jurisdiction to the District of New Jersey APPROVED

☐ Transfer of Jurisdiction to the District of New Jersey DENIED

☐ Other

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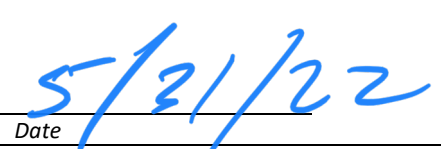
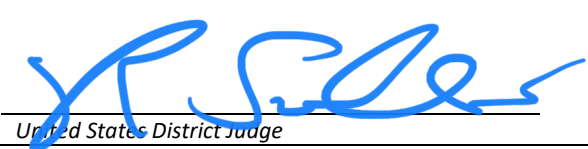
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A large, stylized handwritten signature in blue ink, appearing to read "R. Sullivan".

Honorable Richard J. Sullivan  
U.S Circuit Judge

Date

5/31/22

PROB 22 (Rev. 2/88)		DOCKET NUMBER (Tran. Court) <b>1:17CR00495-7</b>	
<b>TRANSFER OF JURISDICTION</b>		DOCKET NUMBER (Rec. Court)	
NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE:  <b>Marcellus Cutler</b>	DISTRICT  <b>SOUTHERN DISTRICT OF NEW YORK</b>		
	NAME OF SENTENCING JUDGE  <b>Richard J. Sullivan</b>		
	DATES OF PROBATION/SUPERVISED RELEASE:	FROM <b>2/9/2021</b>	TO <b>2/8/2026</b>
OFFENSE  <u>CONSPIRACY TO DISTRIBUTE AND POSSESS TO DISTRIBUTE HEROIN-In violation of 21 U.S.C 841 (b)(1)(C), a Class C Felony.</u>			
<b>PART 1 - ORDER TRANSFERRING JURISDICTION</b>			
UNITED STATES DISTRICT COURT FOR THE "SOUTHERN DISTRICT OF NEW YORK"			
IT IS HEREBY ORDERED that pursuant to 18 U.S.C. 3605 the jurisdiction of the probationer or supervised releasee named above be transferred with the records of the Court to the United States District Court for the District of New Jersey upon that Court's order of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this Court.*			
<div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="text-align: center;">   <u>5/31/22</u>  <i>Date</i> </div> <div style="text-align: center;">   <u>United States District Judge</u> </div> </div>			
*This sentence may be deleted in the discretion of the transferring Court.			
<b>PART 2 - ORDER ACCEPTING JURISDICTION</b>			
UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY			
IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order.			
<div style="text-align: center;"> <hr style="width: 80%; margin: 0 auto;"/> <i>Effective Date</i> </div>		<div style="text-align: center;"> <hr style="width: 80%; margin: 0 auto;"/> <i>United States District Judge</i> </div>	